

INW APR 26 2004

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)	Docket No. 875,0003.05U
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In Re Application Of: Salomaha et al. **AUG 23 2004**

Serial No.  
09/622,468

Filing Date  
March 19, 2001

Examiner  
Le, Duy K.

Group Art Unit  
2685

Invention: Measurement Reporting In A Telecommunication System

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SEP 09 2004

Technology Center 2500

TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of February 24, 2004 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated February 24, 2004 finally rejecting Claim(s)

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: May 24, 2004 until: August 24, 2004  
Date Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$330.00

Fee for Extension of Time: \$530.00 (\$420.00 already paid)

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$860.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of \$860.00 for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1924

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☐ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1924

18/24/2004 #NWDHDF1 00000084 09622468

11 Pg:1401 330.00 OP  
12 Pg:1E53 530.00 OP

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.  
875.0003.USU

In Re Application Of: Salomaho et al.

Serial No.  
09/622,468

Filing Date  
March 19, 2001

Examiner  
Le. Duy K.

Group Art Unit  
2685

Invention: Measurement Reporting In A Telecommunication System

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Technology Center 2600

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



Dated: August 19, 2004

Customer No. 29683  
Gerald J. Stanton (Reg. No. 46,008)  
Harrington & Smith, LLP  
4 Research Drive  
Shelton, CT 06484-6212  
(203) 925-9400

Certificate of Transmission by Facsimile\*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

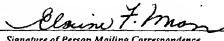
) on \_\_\_\_\_  
(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing

I certify that this document and fee is being deposited on 8/19/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Signature of Person Mailing Correspondence

Elaine F. Mian

Typed or Printed Name of Person Mailing Correspondence

\*This certificate may only be used if paying by deposit account.

CC:

IN THE U.S. PATENT AND TRADEMARK OFFICE

Appl. No. : 09/622,468  
Applicant : Salomah et al.  
Filed : March 19, 2001  
TC/AU : 2685  
Examiner : Le, Duy K.



Docket No. : 875.0003.USU  
Customer No. : 29683

Title : MEASUREMENT REPORTING IN A TELECOMMUNICATION SYSTEM

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Technology Center 2600

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

The Applicant hereby files notice that it appeals to the Board of Patent Appeals and Interferences, in accordance with 35 U.S.C. § 134(a) and 37 C.F.R. § 1.191(a), the decision of the Examiner as recited in a final Office Action dated February 24<sup>th</sup>, 2004.

**Claims:** A listing of claims 1-37, which are all claims as finally rejected and subject to this appeal, is presented on pages 2-10 of this paper in accordance with M.P.E.P. § 1205. No claim amendments have been submitted or entered since that final rejection.

**Attachments:** A completed form PTO/SB/31 Notice Of Appeal is attached hereto.

A draft in the amount of \$860 is also attached, which includes the fee (\$330) for Notice of Appeal under 37 C.F.R. § 1.17(b) and the remaining fee (\$530) for a third month extension of time (the two month fee has already been paid on July 26, 2004) under 37 C.F.R. § 1.17(a)(3). The Applicant hereby petitions for that three-month extension of time to respond to the final Office Action. Should the undersigned representative be mistaken, please consider this as a petition for an extension of time necessary to effect his Notice and charge Deposit Account No. 50-1924 for any required fee deficiency.